



~~to be destroyed~~
present

App F IX 4

Previous References

1936
(me)

File No 76-357

Serial Nos 68

Letter References

me 31-38-37+40

me 31-38-36 61 94+96

GENERAL AND REVENUE SECRETARIAT

Serial Nos 68

Part B for August 1936

SUBJECT

Irregularities in the disposal of two sites to
Jum Abou Rukh in Hauran Govt Municipality

WD 0418-GPB-22 500-29 8 36

To
The Rev Commr
" D.C. Chetaldine
" Comptroller
" Chief Engineer

for no L1663-6 of 28-8-36

Confirming the order of the D.C. Chetaldine in cancelling the
resolution of the Hauran Municipality selling the sites to Jum Abou Rukh
at a fixed price and directs that the sites be resumed immediately
and the price repaid

me 31-38-36 61 94+96

In reply please refer
No. 16 of 1199/30-36
Enclosures One

Dated Chitaldrug 11th February 1936

The Sep No 739/35-36
 FROM M S Jangir sq. 14
 The Deputy Commissioner
 Chitaldrug District

3714/L ord]

Penlalanarnarua Esq P +
Secretary to Government of Sora
Development Department Balakrishna

I have the honor to enclose herein a copy of the notice issued to the Municipal Council Warhar under Section 194 of the Town Municipalities Regulation 1933 for perusal. The further report along with the explanation received from Mr. Amin-ul-Mulla will be forwarded in due course.

The receipt of the further
report may be awaited

have the honor to be
Sir
Your most obedient servant

DEF CON ILIET
C ITALDRUC DIS

Sub water c.
m-m

The further report of the SC has
not yet been received. The papers
will be filed for the present if
also

If approved the Dec 15th
 be recommended
 on 12/15/4 -

b The matter might be considered when the Dec further reports re'd & present those nations might feel

Dwight

224

NB—Should not be written in full like the note in the paper pasted in the form.

No G 292—G M 51 11 1 dated 13th July 1914

is hereby notified for general information that applications for appointments in the State Service should be drawn up on printed copies of the form appended below Applications not complying with this requirement are liable to be overlooked

APPLICATION FOR APPOINTMENT

SIR

I beg to tender this my application for appointment and state the following particulars Specimens of my handwriting in English and Kanarese on half sheets of paper foolscap size are annexed hereto together with copies of my testimonials

I am your obedient servant

(Signature)

- (1) Name
- (2) Approximate date of birth
- (3) Father's name
- (4) Caste sect etc
- (5) Place of birth or domicile
- (6) Residence and address
- (7) Previous appointment if any and the reason for its cessation
- (8) Present occupation and salary if any
- (9) What post is sought
- (10) Claims by relationship to past or existing servants of the State
- (11) Personal claims (such as by services rendered in acting or temporary appointments etc)
- (12) Qualifications such as examination passed etc
- (13) Other particulars which the applicant wishes to state

Office of the Deputy Commissioner
(Chitaldrug District)
Dated Chitaldrug 10th February '36

Read -

Report NO 263/35-36 dated 24th October 1935 from the President, Harihar Town Municipality submitting through the Sub Division Officer Chitaldrug the records connected with the grant of two bits of Municipal land forming parts of two roads laid there to one Mr Abdul Sub resident of Harihar town, adjoining his house on the Warapanahalli himoga Road

2 Letter NO 103 1863/35-36 dated 20th January 1936 from the Deputy Commissioner, Mysore District, forwarding the explanation of Mr Amin-ul-mulk, the then President of Harihar Town Municipality in the matter

Order NO A6 C 1199/35-36 dated Chitaldrug 11th February 1936

One Mr Abdul Sub of Harihar having applied to the Municipality on 30-7-1935 requesting for the grant of sites on both the sides of his house measuring 4' x 18' (each strip) to put up a stairway to his house from the sides it was ordered to be placed before the Council without getting up the necessary records by holding an enquiry into the matter. In the Municipal meeting held on 31-7-1935 it was decided that the two bits asked for might be granted at an upset price of two annas per square yard provided there was no objection to the grant of the same. The site was inspected by the then President Mr Amin-ul-mulk, on 14-8-1935 after the meeting was over on 31-7-35 and a mahazar was drawn by the Sanitary Inspector on 15-8-1935. But it is seen from the records that the upset value fixed by the Council was received in the office on 10-8-1935 even before the report of the Sanitary Inspector was received in office and also when the spot had not yet been inspected by the President.

The two bits of lands now granted form parts of two roads laid out in accordance with a laid out plan for the place. When the President inspected the spot on 14-8-1935 he ought to have noticed that the bits of lands asked for were only portions of roads and that they should not be granted to the applicant as prayed for. But instead the president ordered on 16-8-1935 the grant of the license asked for as well as the sale certificate even though the applicant had not asked for the latter. The Municipal Council ought not to have passed a resolution in the manner they have done now before the question was enquired into thoroughly before hand. By this grant, the

-breadth of the road-

breadth of the road laid out as per plan has been lessened so as to cause inconvenience to a public thoroughfare. The explanation offered by Mr Amin-ul-mulla the then President of the Municipality is not acceptable. The action of the President as well as of the Council in granting the above two bits of lands to Mr Abdul Rub cannot therefore be upheld.

3 Under these circumstances the undersigned is satisfied that the action of the Council in the matter of the disposal of the sites in question is unlawful under Section 104(1) of the Town Municipalities Regulation 1933. It is therefore directed that the said resolution regarding the disposal of the sites should be suspended until further orders. The Municipal Council Harihar is hereby directed to show cause within one month from the date of the receipt of this notice why this order of suspension of the resolution should not be confirmed by Government and the resolution cancelled.

VP

(Sd) N S Lyengar,

DEPUTY COMMISSIONER
CHITAUDRUG DIST

"copy"

N S Lyengar
Deputy Commissioner
Chitaldurg District
Ar

In reply please refer to
No A6.C 1198/35-36
Enclosu Records

OFFICE OF THE DEPUTY COMMISSIONER
CHITALDRUG DISTRICT

Dated Chitaldrug 9th May 1936

FROM

N S Iyengar, Esq , B A
Deputy Commissioner
Chitaldrug District

To

Venkataramanappa, Esq , B A
Secretary to Government of Mysore
Development Department BANGALORE

Through

K V Anantaraman Esq B A
Revenue Commissioner in Mysore,
BANGALORE

Sir

In continuation of this office NO A6 C 1199/35-36 dated 11th February 1936 forwarding a copy of notice issued to the Harihar Municipal Council under Section 194 of the Town Municipal Regulation in the matter of the sites granted to Mr Abdul Rub of Harihar Town I have the honor to state that the Municipal Council has at its meeting held on 19th April 1936 resolved that the order of the Deputy Commissioner might be confirmed. A copy of the resolution of the council is herein enclosed for reference. Mr Amin-ul-mulk who was responsible for the grant of these bits of lands to Mr Abdul Rub was asked to furnish his explanation. The same has been received and is also enclosed in the records sent herewith along with a copy of this office letter addressed to the Deputy Commissioner Mysore District in the matter. The explanation offered is not satisfactory and therefore not acceptable. I recommend that the resolution of the Municipal Council granting the two bits of lands to Mr Abdul Rub by the side of his house might be cancelled and the sites ordered to be resumed by the Council. I beg to suggest that Government might take such suitable notice of Mr Amin-ul-mulk's conduct in the case as they deem fit.

P T O

S261
L

deen fit

I have the honor to be,
Sir,
Your most obedient servant

(Sd) N S Iyengar

DEPUTY COMMISSIONER
CHITALDRUG DIST

Copy with compliments to the Secretary to Government
of Mysore Development Department Bangalore for
information

N S Iyengar
DEPUTY COMMISSIONER
CHITALDRUG DIST
9/5/36

receipt of the
The opinion of the Revenue ~~comr~~ along with
the records may be wanted

For
15/5/36 *mz*

8 Aug
16/5

For *15/5/36*
16/5 *29/5/36*

For

The Revenue ~~comr~~ in Mysore

no C 5128/35-36 of 18/5/36

forwards the letter from the
D.C. Chitaldrug in the matter of
the cancellation of the records of
the Huzidar ~~Revenue~~ *Chitaldrug*

Serial
No

52615
Isab 1/5544
two bits of land to Mr Abdul
Ruh by the side of his house and
suggesting that Govt might take such
suitable notice of Mr Amun-ul-Mulk's
conduct in the case as they deem fit

The Revenue Commission has
not made any remarks on
the report of the D.C. Chitaloyan

10 orders are solicited on
the two points referred to in P V D

for my 16/6/36 14/6

11 The explanation of
Mr Amun-ul-Mulk may be
briefly summarised & examined with
reference to the records

Am 29/6

9 A statement showing the
impliments pointed out by
the D.C. in the proposal of the
President of the Barikan Municipality
and his explanation in respect of each
of them & the note of the Secy is subd

13 Since the Municipality have
agreed to the confirmation of the
D.C.'s order, cancelling the grant of
the bits of land to Mr Abdul Ruh

Please Print
2/0 typed
SR 8

20/7/36

Tyked 21/7/36
for 21/7/36

Re Irregular disposal of sibs in the
Hawthorn Tower by Mr.

File No

37/11/55
of 1935-36

Annulment
the then President of
General and Revenue
Secretariat

the DCS order may be confirmed
and the sibs ordered to be returned
by the Council

14 In regard to the disciplinary
action proposed to be taken against
Mr. Annulment, the Rev. Comr
may perhaps be further consulted in
the matter, if it is deemed necessary

15 In orders with refce to para

for
11/7/36

of the 2nd Supra
on the 2nd (7/11/36) with
this process the suggestion at

U A - may be affirmed

17 B - may be
done

20/7/36

Der Secy)

18 Amayue after the paper
has been sent to the Rev Branch for
indication, if necessary the American Council
Secretary

647
27/7

11/11/36

22/7/36

19 27/7/36

Sub 3 with a draft of a paper

1 After this issue, the file will be sent
to the Rev Branch as ordered above
along with the records which will be retained for
reference for permanent

for
25/8/36

Der Secy)

before done
26/8/36

27/8/36

OFFICE OF THE
SECOND MEMBER OF COUNCIL
23 JULY 1936
NO- 6-27-

27/7/36
27/8/36

yes please
26/8/36

16/11/36

Serial
No

68

To. The Revenue Commr
u Deputy Comr, Chitaldoposh
u Comptroller
u Chief Engineer in charge
No 2 1663-6 A 2878/36

Confirms the D's order dated
11 2 36 and directs that immediate
action be taken to resume the use
of land from the grantee & to
refund the upset price received
from him

To the Revenue Branch W/c,
with refce to paras 17, 18, 19, 22 & 24
supra
Jna
28/8/36

Encl

2) The C is requested to
^{put up for reference}
~~space~~ the confidential
Reports of the Amn-ul-Mulk,
acting Amildar

Jna m
3/9/36.

des
3/9/36

Need extracts relating
to the matter have been
taken

Jna
4/9/36

P T O

SECRETARIAT
No. 226
29 AUG 1936
REVENUE BRANCH

257
Conf. Reports of
Mr Amn ul Mulk
put up
Jna
3/9/36
Cpb

5544 526
2

File No

of 193

General and Revenue
Secretariat

----- Subd -----

Further action has
been taken against the
Admin - at Kulkarni RA 132-36-
A copy of the Govt. order
has also been sent to
the L-S & Branch on
9/11/36

The present file
relating to L-S & Branch
may now be returned
to the Branch.

Done
23/11/36
To the L-S & Branch
w/c

B

for
23/11/36

T I Add 008 -D f m
CHITALDRUG

In reply please refer to
No A6, C. 1198/35-36
Enclosures Records

OFFICE OF THE DEPUTY COMMISSIONER
CHITALDRUG DISTRICT

Dated Chitaldrug 9th May 1936

3524

FROM
N S Iyengar Esq B A
Deputy Commissioner
Chitaldrug District



Venkataramappa Esq B A
Secretary to Government of Mysore,
Development Department BANGALORE

Please refer
this to Mr. Shetty
14/5/36

Through
I V Anantaraman Esq B A
Revenue Commissioner in Mysore
BANGALORE

Sir,

3714 A
21/5/36
In continuation of this office NO A6 C 1199/35-36 dated 11th February 1936 forwarding a copy of notice issued to the Harihar Municipal Council under Section 194 of the Town Municipal Regulation in the matter of the sites granted to Mr Abdul Rub of Harihar Town I have the honor to state that the Municipal Council has at its meeting held on 19th April 1936 resolved that the order of the Deputy Commissioner might be confirmed. A copy of the resolution of the council is herein enclosed for reference. Mr Amin-ul-mulk who was responsible for the grant of these bits of lands to Mr Abdul Rub was asked to furnish his explanation. The same has been received and is also enclosed in the records sent herewith along with a copy of this office letter addressed to the Deputy Commissioner Mysore District in the matter. The explanation offered is not satisfactory and therefore not acceptable. I recommend that the resolution of the Municipal Council granting the two bits of lands to Mr Abdul Rub by the side of his house might be cancelled and the sites ordered to be resumed by the Council. I beg to suggest that Government might take such suitable notice of Mr Amin-ul-mulk's conduct in the case as they deem fit.

P T O

deem fit

I have the honor to be,
Sir
Your most obedient servant

DEPUTY COMMISSIONER
CHITALDURG DIST

MEMO no C5128/35-36 Inds file
18/5/1936

Forwarded with compliments to the Secretary to Government of

Mysore, Development Department

Revenue Commissioner 26 5 36

5544
J
REV
FC
JUNE
1936

VR
27/5/36

18/5

Letter NO A6 C 1199/35-36 Dated 19th November 1935, from the Deputy Commissioner Chitaldrug District, to the Deputy Commissioner Mysore District, Mysore

In forwarding herewith the file of records received from the Sub Division Officer Davangere, with his Memo NO P2 C 541-P P 65/35-36 in the matter of the grant of certain sites to one Abdul Rub a resident of Harihar Town, b/y Mr Amin-ul-mulk when he was the President of the Municipality I have the honor to state that the following irregularities have been noticed in the disposal of the said sites -

1) When the application for the grant of sites out of Municipal Roads laid out as per defined plan was received in office on 20-7-35 the President ordered thereon that the question ~~mg~~ might be placed before the council at their next meeting to be held on 31-7-35 when they resolved about the grant of the sites asked for provided there were no objections forthcoming The application ought not to have been placed before the council before examining the question in all its aspect

2) When the Council resolved that the sites may be granted if there were no objections, the application was sent to the Sanitary Inspector for a Mahazar The Sanitary Inspector drew up the mahazar on 15-8-1935 But the President inspected the site a day earlier i e on 14-8-1935 when he ought to have noticed that the sites asked for were only portions of defined roads in that locality and that the grant of the portions asked for was objectionable

3) From the note of the Municipal Clerk dated 10-8-1935 on the application of Mr Syed Abdul Rub dated 20-7-1935 it is seen that the upset price of the sites was received and credited to Municipal Funds on 10-8-1935 even when the report of the Sanitary Inspector called for in the matter had not been received along with the mahazar and even before the site was inspected by the President himself on 14-8-1935 Why this upset value was taken when the question of grant had not been finally settled is not clear

4) The Sanitary Inspector's report was received in office on 15-8-1935 and on 16-8-1935 the President ordered thereon that license may be granted as also the sale certificate even though the party had not asked for the grant of either the license or the sale certificate

5) By the present grant made by the President, the breadth of the two roads have been lessened by 4' each to a length of 18 feet

These irregularities took place during the time of Mr Amin-ul-mulk when he was the President of Harihar Town Municipality

I request you therefore to kindly obtain his explanation in the matter and return the records to me early. The entire records as per pherist put up are sent herewith for reference and return along with the explanation

"COPY"



DEPUTY COMMISSIONER
CHITALDRUG DIST

15/9/57

VR

Irregularities noticed in the disposal of the sites at Harihar	Explanation of Mr Amin-ul-mulk (the then President	Secretariat Note	Remarks
of defined roads in the locality and that the grant was objectionable	from 2-7-33 inspite of several reminders and the long silence maintained by them it was ^{arend} approved that there was no objection to the grant on their part	<i>been referred to Mr Wamankar He has sent summary & obtained a reply before granting the site</i> <u>22-7/36</u>	<i>→ This has no bearing on the present case</i>
(3) The upset price in the bits of land was recovered on 10-8-35 even before the Sanitary Inspector had sent in his mahazar and report (15-8-35) and the President had inspected the spot (14-8-35) when the question of the grant was not finally settled, why this price was recovered is not clear	Mr Ramaswamiya the then President had ordered the recovery of the upset price (fine at 0-8-0 per Sq Yard) on 25-12-34 The party who was a Municipal Councillor prayed for decision reduction of the fine In the meantime the construction had been ordered to be stopped, I gave him two alternatives to simplify matters viz , to credit the amount in full as above and submit a license application or to wait till the Municipal Council have decided about the reduction of the upset price The party accepted the above alternative	When the question was still under dispute, he should have taken the Council's opinion instead of rushing to a decision As it is it looks as though the calling of a report for the S and the personal inspection were meaningless	<u>22/7/36</u>
(4) The President ordered the grant of the license and the sale certificate on 16-8-35 even though the party had not even filed the same	The party had applied for both the license and the sale certificate But the applications are not enclosed in the records for obvs reasons	<i>There are no "files" in the records The haste with which action was taken in the disposal of the case led to the inference that Mr Amin-ul-mulk wanted to</i>	

and credited the entire amount Rs 100/-

(4) The President ordered the grant of the license and the sale certificate on 16-8-35 even though the party had not asked for the same

(5) The Breadth of the road is lessened by ~~after 18 feet~~
The present front $\frac{1}{4}$ th
on either side to a width
of 18 ft

The party had applied for both the license and the sale certificate But * the applications are not enclosed in the records for obvious reasons Under Section 131 (1) of the Mysore Town Municipalities Regulation, steps over drain in any public street is excepted from this category Even after the grant of these bits, the D P W road is 21 or 22 feet from the roadside drain, except for small bits of 4 feet each on either side used for the said steps

* ~~These are not in the records~~

22/7/36

These are not found in the Records
The haste with which action was taken in the disposal of the case ^{being one} ~~to infer~~ ~~shows~~ that Mr Amin-ul-mulk wanted

to favour the party
22/7/36

His explanation can by no means, be considered satisfactory

22/7/36

Irregularities noticed in the disposal of the sites at Harihar	Explanation of Mr Amin-ul-mulk (the then President)	Secretariat Note	Remarks
--	--	------------------	---------

(1) The application for the grant of sites out of municipal Roads laid out as per plan was received in the Office on 20-7-1935	The President ordered that it might be placed before the meeting to be held on 31-7-35 when it was resolved that the sites asked for be granted, provided no objections were forthcoming The application should not have been placed before the Municipal Council before examining the question in all its aspects	(1) On an application dated 5-7-35 of the petitioner praying for the grant of the two bits of land, the Sanitary Inspector had reported on 20-7-35 that the space belongs to <u>municipality</u> Below this, the Vice President had noted on 20-7-35 that the site whereon the petitioner wants to put up the steps is the <u>property of the Municipality</u> Since the report was complete, I placed the matter in the usual course before the meeting on 31-7-35. The remark of the Vice President dated 5-7-35 that the land is <u>sirkar (Government)</u> was ignored in view of the sub-	The Deputy Commissioner considers the explanation to be unsatisfactory The President should have examined the records properly and inspected the spot and decided upon the further action to be taken The President cannot be said to be on all fours with the case in question The President cannot be said to have taken all necessary precaution in this case The gentleman concerned being the gentleman concerned the Municipal Council had not have been President could not have been unaware of the influence that gentleman could bring to bear on the Municipal Council in a decision The President could be said to have been careless in this case
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sent report dated 20-7-35
(2) On a previous occasion when the petitioner had enquired upon 11-7-35 50 Sq Ft and built it up (verandah of

(2) On a previous occasion, when the petitioner had encroached upon 11 ~~sq~~ 50 Sq Ft and built it up (verandah of the house), the subject was placed before the Municipal Council who authorised the President- then Mr Ramaswamiya- to dispose of the matter and he ordered the grant at an upset price of Rs 0-8-0 per Sq Yard on 25-12-34 This precedent related to the same party and I followed the same procedure

(2) The Council resolved that the sites may be granted if there were no objections The application was sent to the Sanitary Inspector for a mahazar which was drawn up on 15-8-35 The President inspected the spot on 14-8-35 and he ought to have noticed that the bits asked for were portions of m

The sanction of the Municipal Council was almost a final one, as they had also fixed the upset price I referred the matter again to the Sanitary Inspector to report only with reference to the proviso ~~and~~ no objection would be forthcoming? Since the Public Works Department had not replied from

The proper course was to have addressed the Public Works Department through the Deputy Commissioner instead of so assuming and disposing of the matter

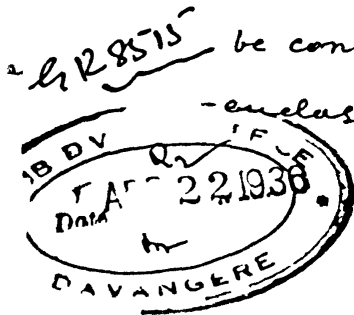
summarily
The presumption that there was no objection on the part of the P.W.D. because of the fact that the President's report had not

NB 653 meq 35-36
in 4-36

32✓
Reference on Deputy Commissioner's
Memo No AB c 199/35-36 received
through the Subdivision Officer
Memo No R2 c 541 P.R. 65/35-36
dated 12-8-36

Submitted

Begs to state that this ~~matter~~ subject
was placed before the meeting of the Council
held on 19-4-36, when it was resolved
that the order of the Deputy Commissioner
be confirmed. A copy of the resolution is herewith
- enclosed for favour of ^{kind} perusal



As Shapur
President
Hanbar Town Municipality
274136

Through the Subdivision Officer, Davanagere

R2 c 541 P.R. 65
1935-36

Submitted to the Deputy Commissioner

Chitaldung Sir H. C.

Admission 2

SDO Davanagere
4-5-36.

16 CAPITAL B*LI
MAY 5 1936
9020

N
an
5/6

SUBJECT

Diary No of letter replied to

General and Revenue Secretariat

()
the 193

Proceedings of the Government of
His Highness the Maharaja of Mysore

Section ml

File No 76-35

Serial No 68

Date of issue 28-8-1936

Signed by

PUDI
2 B Laddikar

Read— Letter no H C 1199
3536

dated the 11th February 1936
from the Deputy Commr
Chitaldang District
forwarding a copy of the
order of the above date issue
by him to the Harichar Zam.

May this be—

- (i) printed ?
- (ii) treated as a standing order ?
- (iii) published in the Gazette
English Part ?
- (iv) translated ?
- (v) placed at the disposal of the press ?
- (vi) published in the Gazette
Kannada Part ?

Order thereon— No
Municipal Council under.
Sec 194¹ of the Town & Mts
Regn 1933, suspending their
resolution dated 31.7.35
approving the grant to
one Mr Abdul Rukh of
Harichar, at an upset price
of two annas per sq yari

6/1/36
25/1/36

of two ^{summar} bits of land forming
parts of two roads laid out
there, adjoining the house of the
grantee in the Harapanehole
Shringa Road and directing
the Municipal Council to show
cause why the said order should
not be confirmed and their resolution
dated 31 7 35 ^{referred} to above cancelled.

2) Letter no AB C 1178/35-36 PUD II
dated 9th May 36 from the
same officer forwarding a
copy of the resolution passed by
the Haripur Town M.C. on 19 4 36 to the effect
that the order of the D.C.

List of Enclosure

dated 11 2 36 might be confirmed,
together with the explanation of
the Amra-ul-mulk who ~~was~~ as
the then-President ^{was} responsible
for the grant of the above bits of lands

Copied by

and recommending that the
resolution of the M.C. dated 31 7 35
sanctioning the two bits of land to Mr. Aboul
Ruh might be cancelled & the sites
ordered to be resumed by the Council

Examined by

GENERAL AND REVENUE
SECRETARIAT

(Continuation sheet draft form)

and suitable notice
taken of the conduct of
the said Deputy Auditor

3 - President
memo no. C 5128/35-36 dt 18/5/36 -
from the Revenue Commr in the subject
order no. 1663-6

In the circumstances
reported, Government
are pleased to confirm
under sec 194 (2) of
the Mysore Zamindari
Regn, 1933, the order
of the Deputy Commr
dated 11/2/36. Immediate
action should be taken
to resume the bits of
lands from the grantee
and to ~~and~~ refund the upset
price received from him

26/5/36 Secy to Govt
for D.D.

20

the Revenue Commr -
" D.C. Chitalmagur
" Comptroller
" Chief Asst
" Asst to Rev Commr

6/June
25/5/36